

MESSAGE NO: 1178201

MESSAGE DATE: 06/27/2001

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CATEGORY: Countervailing

TYPE: INF-Information Notice PUBLIC ☒

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SUB-TYPE:

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MESSAGE #
(s):

CASE #(s): C-508-810

EFFECTIVE DATE:

COURT CASE #:

PERIOD OF REVIEW:

TO

PERIOD COVERED: 06/22/2001 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: DISCONTINUATION AND A CONTINUATION OF SUSPENSION OF LIQUIDATION IN
THE COUNTERVAILING DUTY INVESTIGATION OF PURE MAGNESIUM FROM ISRAEL (C-
508-810)

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PERIOD COVERED: 06 22 2001 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: DISCONTINUATION AND A CONTINUATION OF SUSPENSION OF
LIQUIDATION IN THE COUNTERVAILING DUTY INVESTIGATION OF
PURE MAGNESIUM FROM ISRAEL (C-508-810)

1. IN KEEPING WITH THE WORLD TRADE ORGANIZATION AGREEMENT ON
SUBSIDIES AND COUNTERVAILING MEASURES, THE DEPARTMENT OF
COMMERCE IS DISCONTINUING THE SUSPENSION OF LIQUIDATION IN THE
COUNTERVAILING DUTY INVESTIGATION OF PURE MAGNESIUM FROM
ISRAEL EFFECTIVE JUNE 22, 2001, WHICH IS 120 DAYS AFTER THE
DATE OF PUBLICATION OF THE PRELIMINARY DETERMINATION.

2. THE SCOPE OF THIS INVESTIGATION INCLUDES IMPORTS OF PURE

MAGNESIUM PRODUCTS, REGARDLESS OF CHEMISTRY, FORM, OR SIZE, INCLUDING, WITHOUT LIMITATION, INGOTS, RASPIINGS, GRANULES, TURNINGS, CHIPS, POWDER, AND BRIQUETTES.

PURE MAGNESIUM INCLUDES: (1) PRODUCTS THAT CONTAIN AT LEAST 99.95 PERCENT PRIMARY MAGNESIUM, BY WEIGHT (GENERALLY REFERRED TO AS "ULTRA-PURE" MAGNESIUM); (2) PRODUCTS THAT CONTAIN LESS THAN 99.95 PERCENT BUT NOT LESS THAN 99.8 PERCENT PURE MAGNESIUM, BY WEIGHT (GENERALLY REFERRED TO AS "PURE" MAGNESIUM); AND (3) CHEMICAL COMBINATIONS OF PURE MAGNESIUM AND OTHER MATERIAL(S) IN WHICH THE PURE MAGNESIUM CONTENT IS 50 PERCENT OR GREATER, BUT LESS THAN 99.8 PERCENT, BY WEIGHT, THAT DO NOT CONFORM TO AN "ASTM SPECIFICATION FOR MAGNESIUM ALLOY" (GENERALLY REFERRED TO AS "OFF-SPECIFICATION PURE" MAGNESIUM); AND (4) PHYSICAL MIXTURES OF PURE MAGNESIUM AND OTHER MATERIAL(S) IN WHICH THE PURE MAGNESIUM CONTENT IS 50 PERCENT OR GREATER, BUT LESS THAN 99.8 PERCENT, BY WEIGHT, EXCEPT THAT MIXTURES CONTAINING 90 PERCENT OR LESS PURE MAGNESIUM, BY WEIGHT, WHEN MIXED WITH LIME, CALCIUM METAL, CALCIUM SILICON, CALCIUM CARBIDE, CALCIUM CARBONATE, CARBON SLAG COAGULANTS, AND/OR FLUORSPAR, ARE EXCLUDED.

THE MERCHANDISE SUBJECT TO THIS INVESTIGATION IS CLASSIFIABLE UNDER 8104.11.00, 8104.19.00, AND 8104.30.00 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS). ALTHOUGH THE

HTSUS SUBHEADING IS PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE MERCHANDISE UNDER INVESTIGATION IS DISPOSITIVE. THE MEANING OF THIS TERM IS THE SAME AS THAT USED BY THE AMERICAN SOCIETY FOR TESTING AND MATERIALS IN ITS ANNUAL BOOK OF ASTM STANDARDS: VOLUME 01.02 ALUMINUM AND MAGNESIUM ALLOYS.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER C-508-810.

4. FIELD OFFICERS SHALL DISCONTINUE THE SUSPENSION OF LIQUIDATION FOR COUNTERVAILING DUTY PURPOSES ON ALL SHIPMENTS OF THE SUBJECT MERCHANDISE ENTERED, OR WITHDRAWN FROM

WAREHOUSE, FOR CONSUMPTION ON OR AFTER JUNE 22, 2001. THE SUSPENSION OF LIQUIDATION WILL NOT BE RESUMED UNLESS AND UNTIL THE DEPARTMENT OF COMMERCE PUBLISHES A COUNTERVAILING DUTY ORDER IN THIS CASE. FIELD OFFICERS SHALL CONTINUE TO SUSPEND LIQUIDATION ON ALL SHIPMENTS ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD FEBRUARY 22, 2001 THROUGH JUNE 21, 2001, UNTIL THE CONCLUSION OF THIS COUNTERVAILING DUTY INVESTIGATION.

5. THE DISCONTINUATION OF SUSPENSION OF LIQUIDATION DOES NOT AFFECT THE REQUIREMENTS OF A CASH DEPOSIT OR BOND ON ENTRIES SUBJECT TO THE SUSPENSION OF LIQUIDATION ANNOUNCED IN THE DEPARTMENT OF COMMERCE'S PRELIMINARY DETERMINATION IN THE COMPANION ANTIDUMPING DUTY INVESTIGATION OF PURE MAGNESIUM FROM ISRAEL.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT ANNIKA O'HARA OR MELANIE BROWN, OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-3798 OR (202) 482-4987, RESPECTIVELY.

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party